

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE NUMBER AND TITLE: DMR Regulation 95.05 NN, Closed Area No. 30-M, Roberts Harbor, Vinalhaven.

TEXT OF RULE: DMR Regulation 95.05 NN, Closed Area No. 30-M, Roberts Harbor, Vinalhaven.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters and mussels from all shores, flats and waters of Roberts Harbor, Vinalhaven, inside and northerly of a line extending southwesterly from the southern end of Narrows Island (a distance of about 700 yards) to the southernmost point on the west side of Roberts Harbor (about 3/4 of a mile from the head of the harbor); **AND** on the harbor side (southwest) of a line drawn in a westerly direction from the most northwestern point on Narrows Island to the nearest point on Vinalhaven Island.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. 6204).

EFFECTIVE DATE: March 22, 1991

AGENCY CONTACT PERSON: Robert D. Lewis
Department of Marine Resources
State House Station #21
Augusta, ME 04333

THE COURIER GAZETTE
March 26, 1991

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources adopts this emergency rule to prevent the taking of clams, quahogs, oysters and mussels from the shores, flats and waters of Roberts Harbor, Vinalhaven, inside of a line from the southern end of Narrows Island to the southernmost point on the western side of Roberts Harbor; **AND** inside (southwest) of a line across the southwestern end of the narrows.

Department personnel have determined this closure is necessary due to the presence of waste water discharges on the shores of the harbor. These discharges present a threat to the health of shellfish consumers.


E. PENN ESTABROOK
Deputy Commissioner

